

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----))
)
 McINERNY TRANSPORTATION) Docket No. 02-0286
 COMPANY, INC.)
) Decision and Order No. 19758
 Notice of Failure to Comply)
 With Hawaii Revised Statutes)
 and Commission's Regulations)
 Order to Show Cause Why)
 Respondent's Operating)
 Authority Should Not Be)
 Suspended or Revoked.)
 _____)

DECISION AND ORDER

By Order No. 19597, filed on September 30, 2002, the commission ordered McINERNY TRANSPORTATION COMPANY, INC. (Respondent) to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on October 29, 2002 to show cause why Respondent's certificate of public convenience and necessity number 1454-C should not be suspended or revoked for failure to file an annual financial report (AFR), pursuant to HRS § 271-25.

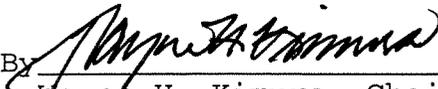
On October 25, 2002, Respondent filed its 2001 AFR, and on October 28, 2002, paid the penalties assessed pursuant to HRS § 271-27(i) and Hawaii Administrative Rules § 6-62-42.

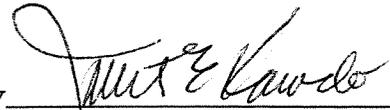
Based on the above, the commission finds that Respondent has fully complied, although belatedly, with the motor carrier laws, rules, and regulations, and concludes that Order No. 19597 should be vacated.

THE COMMISSION ORDERS that Order No. 19597 is vacated and this docket is closed.

DONE at Honolulu, Hawaii this 31st day of October, 2002.

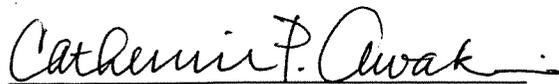
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Janet E. Kawelo, Commissioner

By _____ (RECUSED)
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:



Catherine P. Awakuni
Commission Counsel

02-0286.ac

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 19758 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

McINERNEY TRANSPORTATION COMPANY, INC.
1357 15th Avenue
Honolulu, HI 96816



Catherine Sakato

DATED: October 31, 2002